



Attorney Docket No. A049 US

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

TECH CENTER 1600/2900

RECEIVED

JUL 23 2002

Applicant(s) : Jurg Tschopp

Application No. : 09/520,489 Confirmation No. : 1565

Filed : March 8, 2000

For : APRIL- A NOVEL PROTEIN WITH GROWTH
EFFECTS

Group Art Unit : 1642

Examiner : Karen Canella

New York, New York 10020
July 15, 2002

Hon. Commissioner for Patents
Washington, D.C. 20231

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed January 15, 2002 in which the rejection of claims 36, 37, and 39-49 was made final.

- [] Applicant(s) respectfully requests an oral hearing before the Board of Appeals. The appropriate fee is submitted herewith.
- [x] An additional three-month extension of time to respond to the final rejection is requested and the appropriate extension fee is submitted herewith.

07/22/2002 AWONDAF1 00000115 09520489

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320.00 OP

EI125455840US

- Address all correspondence to:

James F. Haley, Jr.
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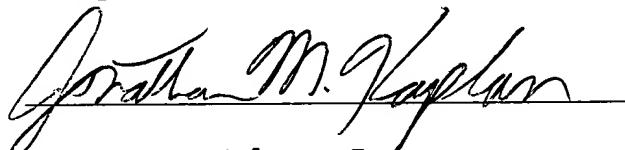
- A check in the amount of \$320.00 \$600.00 in payment of the appeal fee, appeal and oral hearing fees, is enclosed.
- Please charge \$320.00 \$600.00 to Deposit Account No. 06-1075 in payment of the appeal fee; appeal and oral hearing fees. A duplicate copy of this Notice of Appeal form is enclosed.
- The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

EXTENSION FEE

- The following extension fee is applicable to the Notice of Appeal filed herewith; \$110.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); \$400.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); \$920.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); \$1,440.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); \$1,960.00 extension fee for fifth month pursuant to 37 C.F.R. 1.136(a).
- A check in the amount of \$110.00; \$400.00; \$920.00; \$1,440.00; \$1,960.00; \$520.00, which represents the difference between the extension fee for response within the third month and the extension fee for response within the second month (\$920-\$400=\$520) which was paid with the Amendment and Reply filed on June 13, 2002, in payment of the extension fee is transmitted herewith.

- Please charge the [] \$110.00; \$400.00; [] \$920.00; \$1,440.00; \$1,960.00; extension fee to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.
- The Director is hereby authorized to charge payment of any additional fee required under 37 C.F.R. § 1.17, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal form is enclosed.

Respectfully submitted,



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